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11 Attorneys for Defendant AMERICAN RED CROSS BLOOD SERVICES NORTHERN
12 CALIFORNIA REGION

13
14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 DEBORAH M. BARLEY-BROWN,

CASE #: C060-07877 TEH

17 Plaintiff,

STIPULATION TO CONTINUE
DEADLINE RE ORDER OF DISMISSAL
AND ~~PROPOSED~~ ORDER THEREON

18 v.

19 AMERICAN RED CROSS OF
NORTHERN CALIFORNIA, and
20 DOES 1-10,

21 Defendants.

22 _____/

23 WHEREAS, a Notice of Settlement was filed with the Court on June 25, 2007;

24 WHEREAS, an Order of Dismissal was filed by the Court on June 29, 2007,
25 ordering that this cause be dismissed with prejudice; provided, however, that if any
26 party of this action certifies to the Court, with proof of service of a copy to opposing
27 counsel, within ninety (90) days from June 29, 2007, that the agreed consideration
28 between Plaintiff Deborah M. Barley-Brown and Defendant American Red Cross has

1 not been delivered over, said Order would stand vacated and this cause would be
2 restored to the calendar to be set for trial;

3 WHEREAS, on September 27, 2007, this Court continued the deadline set in the
4 order of dismissal to October 26, 2007 in its Order on Stipulation to Continue Deadline
5 Re Order of Dismissal due to serious health difficulties experienced by counsel for
6 plaintiff;

7 WHEREAS, plaintiff's counsel has been unable until the last few days to attend
8 to his practice due to a series of hospital stays and inpatient and outpatient medical
9 procedures;

10 WHEREAS, counsel for the parties have worked in good faith to complete the
11 settlement of this case, have communicated this week regarding the terms of the
12 settlement and release, and believe that they can reach agreement on the language of
13 the release shortly;

14 WHEREAS, due to his health issues, counsel for plaintiff requests an additional
15 31 days to meet the continued deadline the Court has imposed of October 26, 2007;

16 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between
17 Deborah M. Barley-Brown and American Red Cross Blood Services Northern
18 California Region, through their respective attorneys of record, that the extended
19 deadline of October 26, 2007 regarding the Order of Dismissal be continued to
20 November 26, 2007.

21 I, John T. Hightower, attorney for plaintiff Deborah M. Barley-Brown, hereby
22 attest that I have on file all holograph signatures for any signatures indicated by a
23 "conformed" signature (/s/) within this efiled document.

24 **Stipulated and Agreed:**

25 Dated: October 24, 2007

26 /s/

27 _____
JOHN T. HIGHTOWER
28 Attorney for Plaintiff DEBORAH M. BARLEY-
BROWN

Stipulated and Agreed:

Dated: October 24, 2007

BAKER & HOSTETLER LLP

/s/

By: _____
SABRINA L. SHADI
Attorneys for Defendant AMERICAN RED
CROSS BLOOD SERVICES NORTHERN
CALIFORNIA REGION

ORDER

Based upon the foregoing Stipulation and finding good cause therefor, it is hereby ORDERED that:

The stipulation is GRANTED, and the continued deadline of October 26, 2007 set forth in the Order on Stipulation to Continue Deadline Re Order of Dismissal shall be, and hereby is, continued to November 26, 2007.

Dated: October 29, 2007

UNITED STATES DISTRICT JUDGE

